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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 09/507,215 | 02/18/2000 | James G Douvikas | 10992822-1 | 7827 |

22879 7590 12/18/2002

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EXAMINER

WINTER, JOHN M

| | |
|----------|--------------|
| ART UNIT | PAPER NUMBER |
|----------|--------------|

3621

DATE MAILED: 12/18/2002

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/507,215

Applicant(s)

DOUVIKAS ET AL.

Examiner

John M Winter

Art Unit

3621

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-38 is/are pending in the application.
- 4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) ____ is/are allowed.
- 6) ☒ Claim(s) 1-38 is/are rejected.
- 7) ☐ Claim(s) ____ is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on ____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on ____ is: a) ☐ approved b) ☐ disapproved by the Examiner.
- If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. §§ 119 and 120

- 13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. ____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
- a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449) Paper No(s) ____.
- 4) ☐ Interview Summary (PTO-413) Paper No(s) ____.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____

Art Unit: 3621

DETAILED ACTION

Status

Claims 1-32 remain pending
Claims 33-38 have been added

Response to Arguments

Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

The applicants arguments filed on September 16, 2002 have been fully considered.

Claim 1

The applicant states that Wesinger('367) discloses a method where the user controls his/her own access to the database by providing the requested information.

The examiner responds that Wesinger ('367) discloses a "computer network and a database to provide a hardware independent, dynamic information system in which the information content is entirely user controlled" (column 2, lines 58-61). The examiner states that the prior art does not have to specifically address the applicant's problem.

"Although references do not disclose or suggest the existence of the applicants problem or it's cause, claims are rejected under 35 U.S.C. 103 since references suggest a solution to a problem; it is sufficient that references suggest doing what applicants did, although they do not teach or suggest exactly why this should be done, other than to obtain the expected superior beneficial results. *In re Gershon, Goldberg, and Neiditch*, 152 USPQ 602 (CCPA 1967)

The applicant requests that the examiner cite a reference in support of the Official notice taken that it is obvious and well known to "send an authentication e-mail to the user, wherein a reply to said authentication is required to complete said creation"

The examiner responds that the Official Notice is supported by Talati et al. (US Patent 5,903,878).

The applicant states that the features of "allowing the setting of privacy levels by the user for each said field, said setting comprising selecting one of more than two privacy levels so that the user controls data shown in each said field to another user based upon the selected privacy level for each said field" are not disclosed by Wesinger ('367) or Official notice.

Art Unit: 3621

The Examiner responds that this feature is anticipated by the newly discovered art Microsoft SQL Server 6.5 Unleashed.

The applicant states that it would not have been obvious to modify Wesinger with the features noted in the Official Notice.

The examiner responds that the Official Notice is supported by Talati et al. (US Patent 5,903,878).

Claims 2-8 depend on claim 1 and are not patentable over the rejection of claim 1.
Independent claims 9,17,and 25 are in parallel with claim 1 and stand rejected as such.
Claims 10-16 depend on claim 9 and are not patentable over the rejection of claim 9.
Claims 18-24 depend on claim 17 and are not patentable over the rejection of claim 17.
Claims 26-32 depend on claim 25 and are not patentable over the rejection of claim 25.

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 1-4, 9-12, 17-20, 25-28 and 37-38 are rejected under 35 U.S.C. 103(a) as being unpatentable over Wesinger Jr (US Patent 5,778,367) in view of Talati et al.(US Patent 5,903,878)and further in view of Microsoft SQL Server 6.5 Unleashed

As per claim 1,

Wesinger Jr, et al. ('367)discloses a method of providing access to a collection of electronic business cards comprising the steps of:

providing an electronic business card file Web site to a user; (column 3, lines 9-16, also column 7 lines 39-42)

allowing the creation of an electronic business card file by the user using said Web site, said creation comprising:

allowing the user to enter information into a plurality of fields;(figure 2L)

storing said information; (column 4, lines 6-10)

allowing the user to search for one or more records;(Figure 2K, also column 5, lines 53-56)

allowing the user to view said records; (Figure 2N, also column 6 lines 10-15)

Wesinger Jr, et al. ('367) does not specifically disclose "sending an authentication email to the user, wherein a reply to said authentication email is required to complete said creation" Talati et al.('878) discloses "sending an authentication email to the user, wherein a reply to said authentication email is required to complete said creation" (column 3, lines 20-48) It would be

Art Unit: 3621

obvious to one having ordinary skill in the art at the time the invention was made to combine the Wesinger Jr, et al. ('367) method with the Talati et al.('878) method in order to prevent fraud.

Wesinger Jr, et al. ('367) does not specifically disclose "allowing the setting of privacy levels by the user for each said field, said setting comprising selecting one of more than two privacy levels so that the user controls data shown in each said field to another user based upon the selected privacy level for each said field" Microsoft SQL Server 6.5 Unleashed discloses "allowing the setting of privacy levels by the user for each said field, said setting comprising selecting one of more than two privacy levels so that the user controls data shown in each said field to another user based upon the selected privacy level for each said field" It would be obvious to one having ordinary skill in the art at the time the invention was made to combine the Wesinger Jr, et al. ('367) method with the Microsoft SQL Server 6.5 Unleashed method in order provide effective security for the user

As per claims 9, 17, and 25, these claims are parallel with respect to claim 1

As per claim 2,
Wesinger Jr, et al. ('367)discloses the method of Claim 1
wherein said electronic business card file Web site is accessible from the Internet.(column 3 lines 9-16)

As per claims 10, 18, and 26, these claims are parallel with respect to claim 2

As per claim 3,
Wesinger Jr, et al. ('367) discloses the method of Claim 1
Official Notice is taken that "electronic business card file Web site is accessible from an intranet isolated from the Internet by a firewall security device" is common and well known in prior art in reference to internet security. It would have been obvious to one having ordinary skill in the art at the time the invention was made to isolate the intranet from the Internet by a firewall security device because this is an effective to protect the intranet's applications from "hacker" type attacks.

As per claims 11, 19, and 27, these claims are parallel with respect to claim 3

As per claim 4,
Wesinger Jr, et al. ('367) discloses the method of Claim 1
wherein said electronic business card file Web site is accessible from a web browser.
(column 3 lines 9-16)

As per claims 12, 20, and 28, these claims are parallel with respect to claim 4

Claim 5, 6, 13, 14, 21, 22, 29 and 30 are rejected under 35 U.S.C. 103(a) as being unpatentable over Wesinger Jr (US Patent 5,778,367) as applied to claims 1, 9, 17, and 25 above, and further in view of WSD Application notes.

Art Unit: 3621

As per claim 5,
Wesinger Jr, et al. ('367) discloses the method of Claim 1,
Wesinger Jr, et al. ('367) does not specifically disclose "Web site is accessible from a personal digital assistant." The WSD Application notes discloses "Web site is accessible from a personal digital assistant." (paragraph 2). It would be obvious to one having ordinary skill in the art at the time the invention was made to combine the Wesinger et al. ('367) method with the WSD Application notes method in order to provide access to a website from a PDA, which would allow the website to be utilized by a greater number of transient people.

As per claims 13, 21, and 29, these claims are parallel with respect to claim 5

As per claim 6,
Wesinger Jr, et al. ('367) discloses the method of Claim 1,
Wesinger Jr, et al. ('367) does not specifically disclose "Web site is accessible from a browser enabled telephone." The WSD Application notes discloses "Web site is accessible from a browser enabled telephone." (paragraph 3). It would be obvious to one having ordinary skill in the art at the time the invention was made to combine the Wesinger et al. ('367) method with the WSD Application notes method in order to provide access to a website from a browser enabled telephone, which would allow the website to be utilized by a greater number of transient people.

As per claims 14, 22, and 30, these claims are parallel with respect to claim 6

As per claim 37,
Wesinger Jr, et al. ('367) discloses the method of Claim 1
Official Notice is taken that "editing the electronic business card to permit a temporary location pointer to the user" is common and well known in prior art in reference to computer programs. It would have been obvious to one having ordinary skill in the art at the time the invention was made to edit the electronic business card to permit a temporary location pointer to the user because this allows the card owner to receive contacts generated by database usage.

As per claim 39, this claim is parallel with respect to claim 37.

Claims 7, 8, 15, 16, 23, 24, 31 and 32 are rejected under 35 U.S.C. 103(a) as being unpatentable over Wesinger Jr (US Patent 5,778,367) as applied to claims 1, 9, 17, and 25 above, and further in view of Mehovic(US Patent 6,122,642).

As per claim 7,
Wesinger Jr, et al. ('367) discloses the method of Claim 1,
Wesinger Jr, et al. ('367) does not specifically disclose "the electronic business card file web site is accessible by spoken commands." Mehovic ('642) discloses "the electronic business card file web site is accessible by spoken commands." (column 5, lines 31-40). It would be obvious to one having ordinary skill in the art at the time the invention was made to combine the

Art Unit: 3621

Wesinger et al. ('367) method the Mehovic ('642) method in order to provide access to a website from a telephone, which would allow the website to be utilized by a greater number of transient people.

As per claims 15, 23 and 31, these claims are parallel with respect to claim 7

As per claim 8,

Wesinger Jr, et al. ('367) discloses the method of Claim 1,

Wesinger Jr, et al. ('367) does not specifically disclose "first format response scheme to the user comprises audio playback." Mehovic ('642) discloses "first format response scheme to the user comprises audio playback" (column 5, lines 31-40). It would be obvious to one having ordinary skill in the art at the time the invention was made to combine the Wesinger et al. ('367) method with the Mehovic ('642) method in order to provide access to a website from a telephone, which would allow the website to be utilized by a greater number of transient people.

As per claims 16, 24 and 32, these claims are parallel with respect to claim 8

Claims 33 –36 are rejected under 35 U.S.C. 103(a) as being unpatentable over Wesinger Jr (US Patent 5,778,367) in view of Talati et al.(US Patent 5,903,878)and further in view of Microsoft SQL Server 6.5 Unleashed and further in view of Mehovic (US Patent 6,122,642).

As per claim 33,

Wesinger Jr, et al. ('367) discloses a method of providing access to a collection of electronic business cards comprising the steps of:

providing an electronic business card file Web site to a user; (column 3, lines 9-16, also column 7 lines 39-42)

allowing the creation of an electronic business card file by the user using said Web site, said creation comprising:

allowing the user to enter information into a plurality of fields;(figure 2L)

storing said information; (column 4, lines 6-10)

allowing the user to search for one or more records;(Figure 2K, also column 5, lines 53-56)

allowing the user to view said records; (Figure 2N, also column 6 lines 10-15)

Wesinger Jr, et al. ('367) does not specifically disclose "sending an authentication email to the user, wherein a reply to said authentication email is required to complete said creation" Talati et al.('878) discloses "sending an authentication email to the user, wherein a reply to said authentication email is required to complete said creation" (column 3, lines 20-48) It would be obvious to one having ordinary skill in the art at the time the invention was made to combine the Wesinger Jr, et al. ('367) method with the Talati et al.('878) method in order to prevent fraud.

Wesinger Jr, et al. ('367) does not specifically disclose "allowing the setting of privacy levels by the user for each said field, said setting comprising selecting one of more than two privacy levels so that the user controls data shown in each said field to another user based upon the selected privacy level for each said field" Microsoft SQL Server 6.5 Unleashed discloses "allowing the setting of privacy levels by the user for each said field, said setting comprising

Art Unit: 3621

selecting one of more than two privacy levels so that the user controls data shown in each said field to another user based upon the selected privacy level for each said field” It would be obvious to one having ordinary skill in the art at the time the invention was made to combine the Wesinger Jr, et al. ('367) method with the Microsoft SQL Server 6.5 Unleashed method in order provide effective security for the user

Wesinger Jr, et al. ('367) does not specifically disclose “the electronic business card file web site is accessible by spoken commands.” Mehovic ('642) discloses “the electronic business card file web site is accessible by spoken commands.” (column 5, lines 31-40). It would be obvious to one having ordinary skill in the art at the time the invention was made to combine the Wesinger et al. ('367) method the Mehovic ('642) method in order to provide access to a website from a telephone, which would allow the website to be utilized by a greater number of transient people.

As per claims 34, 35 and 36, these claims are parallel with respect to claim 33

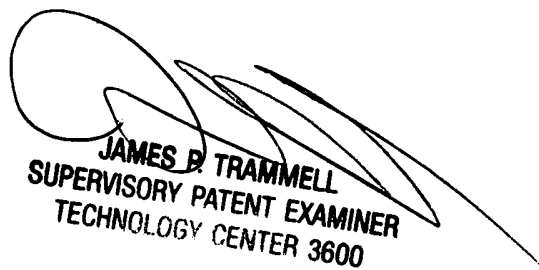
Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to John M Winter whose telephone number is (703) 305-3971. The examiner can normally be reached on M-F 8:30-6, 1st Fridays off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, James P Trammell can be reached on (703)305-9768. The fax phone numbers for the organization where this application or proceeding is assigned are (703) 305-7687 for regular communications and (703) 305-7687 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-1113.

JMW
December 12, 2002


JAMES P. TRAMMELL
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 3600